

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ENID RIVERA-RODRIGUEZ,

Plaintiff,

v.

CAROLYN W. COLVIN,
Commissioner of Social Security,

Defendant.

No. 1:15-CV-3086-JTR

ORDER GRANTING STIPULATED
MOTION FOR REMAND
PURSUANT TO SENTENCE FOUR
OF 42 U.S.C. § 405(g)

BEFORE THE COURT is the parties' stipulated motion to remand the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 17. Attorney D. James Tree represents Plaintiff; Special Assistant United States Attorney Daphne Banay represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 4. After considering the file and proposed order, **IT IS ORDERED:**

1. The parties' Stipulated Motion For Remand, **ECF No. 17**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the administrative law judge (ALJ) shall: (1) further consider whether Plaintiff meets or equals a listing, including listing 12.05(C); (2) further consider and specify the reasons for the weight given to the opinions of Vicente R. Lopez, M.Ed., Tr. 653-659, 1094-1101, 1184-1186, Christopher Clark, LMHC, Tr.

1 1011-1016, and Nancy Schwarzkopf, ARNP, Tr. 726-727, 729-730; (3) reevaluate
2 Plaintiff's residual functional capacity; (4) reassess Plaintiff's credibility pursuant
3 to S.S.R. 96-7; and, if necessary, (5) reassess steps four and five of the sequential
4 evaluation process with the assistance of a vocational expert. The ALJ will hold a
5 new hearing and take any other actions necessary to develop the record, and
6 Plaintiff may submit additional evidence and present additional argument.

7 2. **Judgment shall be entered for PLAINTIFF.**

8 3. Plaintiff's Motion for Summary Judgment, **ECF No. 16**, is
9 **STRICKEN AS MOOT.**

10 4. An application for attorney fees may be filed by separate motion.

11 The District Court Executive is directed to enter this Order, forward copies
12 to counsel, and **CLOSE THE FILE.**

13 DATED March 11, 2016.



A handwritten signature in black ink, appearing to be "M", is written over a horizontal line.

JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE